

PATENT  
ATTORNEY DOCKET NO.: LEAPS-Con4  
CUSTOMER NO: 36038

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of:  
Michael Seul

Serial No.: 09/690,040

Filed: 10/17/2000

Allowed: 7/24/2003

For: Light-Controlled Electrokinetic Assembly  
of Particles Near Surfaces

Group Art Unit: 1641

Examiner: P. Do

Commissioner for Patents  
PO Box 1450  
Alexandria VA 22313-1450

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**Request/Petition for Simultaneous Issue of Patent**

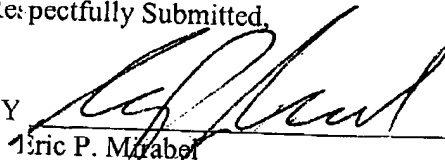
**OFFICIAL**

Dear Sir:

Pursuant to MPEP 1306.2, Applicants hereby requests or in the alternative petitions for immediate issuance of the above application as a patent. The request is made now, and was not made when the issue fee transmittal was mailed to the PTO on 7/31/03, because it has since then come to the attention of Applicant that a potential competitor will commercially launch infringing subject matter within the next few days -- well before the time a patent is otherwise expected to issue. A copy of the Issue Fee Transmittal (previously sent in) follows. Please charge any fee due in connection with this request to Deposit Account No. 502088.

Respectfully Submitted,

BY



Date: 9/18/03

Eric P. Mirabel  
Reg. No. 31,211  
Bioarray Solutions, Ltd.  
35 Technology Drive  
Warren NJ 07059  
(908) 226 8200 (ext 203)

I, Eric P. Mirabel, certify that, on the date indicated above, this correspondence and all attachments indicated herein are being faxed to the Assistant Commissioner for Patents, at (703) 746-5291

## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail Stop ISSUE FEE**  
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7590

07/28/2003

Eric P. Mirabel  
Bioarray Solutions Ltd.  
35 Technology Drive  
Suite 100  
Warren, NJ 07059

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Duzanne Klein

(Depositor's name)

Suzanne Klein

(Signature)

8-1-03

(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/690,040	10/17/2000	Michael Seul	464.1006CON4	3560

TITLE OF INVENTION: LIGHT-CONTROLLED ELECTROKINETIC ASSEMBLY OF PARTICLES NEAR SURFACES

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$650	\$0	\$650	10/28/2003

EXAMINER	ART UNIT	CLASS-SUBCLASS
DO, PENSEE T	1641	436-526000

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2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1. ERIC P. MIRABEL  
2. JULIE BOWKER  
3. \_\_\_\_\_

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

BIOARRAY SOLUTIONS LTD.

(B) RESIDENCE: (CITY AND STATE OR COUNTRY)

WARREN, NEW JERSEY

Please check the appropriate assignee category or categories (will not be printed on the patent)

☐ individual ☒ corporation or other private group entity ☐ government

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# **BIOARRAY SOLUTIONS**

## **FAX COVER PAGE**

**To:** Examiner P. Do

**From:** Eric Mirabel;

emirabel@bioarrays.com

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**Phone:** 908-226-8200, Extension 203

**Fax:** (703) 746-5291

**Date:** 09/18/2003

**Re:** 09/690,040

**Pages:** 3 Including cover

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